

From: K.M. Lowe
To: Microsoft ATR
Date: 1/20/02 8:14pm
Subject: Microsoft Settlement

January 20, 2001

Dear Judge Kollar-Kotally,

My name is Khan Lowe; and I've worked in the software industry for 5 years. When I was an executive at Lotus Development Corporation, I saw how Microsoft leveraged its operating system monopoly position to dominate the software applications market.

I don't agree with the Proposed Final Judgment (PFJ) that was recently announced by the Justice Department.

The PFJ fails to terminate Microsofts illegal monopoly. In addition, this settlement gives Microsoft sole discretion to determine that other products or services which dont have anything to do with operating a computer are nevertheless part of a Windows Operating System product." Doesn't this create a new exemption from parts of antitrust law for Microsoft?

Under the proposed settlement, Microsoft is only marginally penalized for its anti-competitive misdeeds. Every court involved with this case has acknowledged that Microsoft broke the anti-trust laws, yet under the terms of the proposed Agreement, Microsoft would be allowed to retain almost all of the profits gained from these activities.

Most importantly, the PFJ does not attempt to compensate those companies who have been directly affected by Microsoft's monopolistic tactics. Any corporation that violates U.S. antitrust laws deserves a penatly proportionate to it's crime.

Regards,
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